

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Stephen MARTONE, et al.
Serial Number: 10/566,927
I.A. Filing Date: August 4, 2004
For: **SHEATH WITH CHANNEL FOR ENDOSCOPE**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

This is a response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed on June 15, 2006.

Enclosed herewith for filing are the following:

- A copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US).
- A properly signed declaration in compliance with 37 CFR 1.497(a) and (b).

This is a request under the provisions of 37 C.F.R. §1.136(a) to extend the period for filing a response to the above-identified Notification of Missing Requirements Under 35 U.S.C. §371. The requested extension is for one month, from August 15, 2006 until September 15, 2006. Enclosed herewith by deposit account authorization is an extension fee of \$60.00. If an additional time extension is required, please consider this a petition therefor.

Respectfully submitted,
Stephen MARTONE, et al.


Michael J. GERVER, Reg. No. 52,940

September 13, 2006
William H. Dippert, Esq.
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UNITED STATES PATENT AND TRADEMARK OFFICE

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UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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U.S. APPLICATION NUMBER NO. 10/566,927	FIRST NAMED APPLICANT Stephen Martone	ATTY. DOCKET NO. 386/05062
INTERNATIONAL APPLICATION NO. PCT/US04/25238		
I.A. FILING DATE 08/04/2004	PRIORITY DATE 08/04/2003	

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Due 8/15/06 EMC-P

CONFIRMATION NO. 1141
371 FORMALITIES LETTER

OC000000010272754

Date Mailed: 06/15/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 02/01/2006
- Copy of the International Search Report filed on 02/01/2006
- Preliminary Amendments filed on 02/01/2006
- Oath or Declaration filed on 02/01/2006
- Request for Immediate Examination filed on 02/01/2006
- U.S. Basic National Fees filed on 02/01/2006
- Priority Documents filed on 02/01/2006
- Specification filed on 02/01/2006
- Claims filed on 02/01/2006
- Abstracts filed on 02/01/2006
- Drawings filed on 02/01/2006

Wolf Block

JUN 28 2006

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Docketed By *IR*

03 JUL 2006

To: *AL* ☒ ☐ ☐ ☐

FENSTER & Co.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/566,927	PCT/US04/25238	386/05062

FORM PCT/DO/EO/905 (371 Formalities Notice)